





# **PCT**

## INTERNATIONAL PRELIMINARY EXAMINATION REPORT

(PCT Article 36 and Rule 70)

Applicant's or agent's file reference 02/036 WO	FOR FURTHER ACTION See Notification of Transmittal of International Preliminary Examination Report (Form PCT/IPEA/416)						
International application No.	International filing date (day/month/year) - Priority date (day/month/year)						
PCT/CH2003/000237	10 April 2003 (10.04.2003) 12 April 2002 (12.04.2002)						
International Patent Classification (IPC) or national classification and IPC F01D 21/04							
Applicant  ABB TURBO SYSTEMS AG							
<ol> <li>This international preliminary examination report has been prepared by this International Preliminary Examining Authority and is transmitted to the applicant according to Article 36.</li> </ol>							
2. This REPORT consists of a total of	2. This REPORT consists of a total of 4 sheets, including this cover sheet.						
This report is also accompanied by ANNEXES, i.e., sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications made before this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions under the PCT).							
These annexes consist of a tota	l of2 sheets.						
3. This report contains indications relating	g to the following items:						
I Basis of the report							
II Priority							
III Non-establishment of	opinion with regard to novelty, inventive step and industrial applicability						
IV Lack of unity of inven	tion						
V Reasoned statement ur citations and explanati	V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability;						
VI Certain documents cite	d						
VII Certain defects in the i	nternational application						
VIII Certain observations on the international application							
Date of submission of the demand	Date of completion of this report						
16 October 2003 (16.10.20	20 July 2004 (20.07.2004)						
Name and mailing address of the IPEA/EP	Authorized officer						
Facsimile No.	Telephone No.						

International application No.

INTERNATIONAL PRELIMINARY EXAMINATION REPORT	PCT/CH2003/000237				
I. Basis of the report					
1. With regard to the elements of the international application:*					
the international application as originally filed					
the description:					
pages 1-9	, as originally filed				
pages	, filed with the demand				
pages, filed with the lett	er of				
the claims:					
pages 6-10	, as originally filed				
pages, as amended (					
pages	, filed with the demand				
pages 1-5, 11, 12 , filed with the lett	er of24 June 2004 (24.06.2004)				
the drawings:					
pages1/3-3/3	, as originally filed				
	, filed with the demand				
pages, filed with the lett	er of				
the sequence listing part of the description:					
pages	, as originally filed				
pages	filed with the demand				
pages, filed with the letter	er of				
the language of a translation furnished for the purposes of international search (under Rule 23.1(b)).  the language of publication of the international application (under Rule 48.3(b)).  the language of the translation furnished for the purposes of international preliminary examination (under Rule 55.2 and/or 55.3).  With regard to any nucleotide and/or amino acid sequence disclosed in the international application, the international eliminary examination was carried out on the basis of the sequence listing:  contained in the international application in written form.  filed together with the international application in computer readable form.  furnished subsequently to this Authority in written form.  The statement that the subsequently furnished written sequence listing does not go beyond the disclosure in the international application as filed has been furnished.					
The statement that the information recorded in computer readable form is id been furnished.	entical to the written sequence listing has				
The amendments have resulted in the cancellation of:  the description, pages  the claims, Nos  the drawings, sheets/fig					
This report has been established as if (some of) the amendments had not been m beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c))	ade, since they have been considered to go				
* Replacement sheets which have been furnished to the receiving Office in response to an in this report as "originally filed" and are not annexed to this report since they and 70.17).	ao not contain amendments (Rule 70.16				
st Any replacement sheet containing such amendments must be referred to under item 1 and	d annexed to this report.				

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	Inte onal	application No.
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	PCT/CH	03/00237

v.	Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement					
1.	Statement					
	Novelty (N)	Claims	1-12	YES		
		Claims		NO		
	Inventive step (IS)	Claims	1-12	YES		
		Claims		NO		
	Industrial applicability (IA)	Claims	1-12	YES		
		Claims		NO		

- 2. Citations and explanations
  - 1. Reference is made to the following document:
    D2: DE 38 01 590 A (BBC BROWN BOVERI & CIE)
    11 August 1988
  - 2. D2 is considered to be the prior art closest to the subject matter of claim 1.

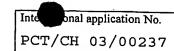
The subject matter of claim 1 differs from the known turbocharger in that the turbocharger is provided with means for axially securing the shaft and the turbine wheel connected thereto.

The problem addressed by the present invention can therefore be considered that of preventing the shaft from moving out of the turbine housing in an axial direction if the compressor wheel should burst.

Neither of the documents D1 or D2 is concerned with a compressor wheel burst. The combination of features in claim 1 is neither known from nor suggested by the available prior art.

The same arguments apply accordingly with respect to independent claim 12. Independent claims 1 and 12

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are therefore novel and involve an inventive step (PCT Article 33).

- Dependent claims 2-11 satisfy the novelty and inventive step requirements of PCT Article 33.
- 4. Claim 12 is not clear and does not meet the requirements of PCT Article 6 inasmuch as the subject matter for which protection is sought is not clearly defined. Claim 12 is directed to means for axially securing the shaft but incorporates features of a turbocharger that do not pertain to these means.